



AN ACT REQUIRING THE DEPARTMENT OF ADMINISTRATION TO ESTABLISH HIGH-PERFORMANCE BUILDING STANDARDS FOR STATE-OWNED BUILDINGS AND NEW STATE-LEASED BUILDINGS; AMENDING SECTION 17-7-201, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND AN APPLICABILITY DATE.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. High-performance building standards. (1) New buildings and major renovations constructed under 17-7-202 and new state-leased buildings must:

- (a) be built and operated as high-performance buildings; and
- (b) exceed the International Energy Conservation Code most recently adopted by the department of labor and industry by 20% or to the extent that is cost-effective over the life of the building or major renovation.

(2) The department, in collaboration with the Montana university system and other state agencies, shall adopt high-performance building standards. In developing these standards, the department shall consider:

- (a) integrated design principles to optimize energy performance, enhance indoor environmental quality, and conserve natural resources;
- (b) cost-effectiveness, including productivity, deferred maintenance, and operational considerations;
- (c) environmental, economic, and social sustainability of materials and components; and
- (d) building functionality, durability, and maintenance.

Section 2. Section 17-7-201, MCA, is amended to read:

"17-7-201. Definitions of building and construction. In this part, the following definitions apply:

- (1) (a) "Building" includes a:
 - ~~(a)~~(i) building, facility, or structure constructed or purchased wholly or in part with state ~~moneys~~ money;
 - ~~(b)~~(ii) building, facility, or structure at a state institution;
 - ~~(c)~~(iii) building, facility, or structure owned or to be owned by a state agency, including the department

of transportation.

~~(2)~~(b) "Building" The term does not include a:

~~(a)~~(i) building, facility, or structure owned or to be owned by a county, city, town, school district, or special improvement district;

~~(b)~~(ii) facility or structure used as a component part of a highway or water conservation project.

~~(3)~~(2) "Construction" includes construction, repair, alteration, and equipping and furnishing during construction, repair, or alteration.

(3) "High-performance building" means a building that integrates and optimizes all major high-performance building attributes, including but not limited to:

(a) energy efficiency;

(b) durability;

(c) life-cycle performance; and

(d) occupant productivity."

Section 3. Codification instruction. [Section 1] is intended to be codified as an integral part of Title 17, chapter 7, part 2, and the provisions of Title 17, chapter 7, part 2, apply to [section 1].

Section 4. Effective date. [This act] is effective on passage and approval.

Section 5. Applicability. [This act] applies to buildings constructed, renovated, or leased after [the effective date of this act].

- END -

I hereby certify that the within bill,
SB 0049, originated in the Senate.

Secretary of the Senate

President of the Senate

Signed this _____ day
of _____, 2009.

Speaker of the House

Signed this _____ day
of _____, 2009.

SENATE BILL NO. 49
INTRODUCED BY WANZENRIED
BY REQUEST OF THE ENVIRONMENTAL QUALITY COUNCIL

AN ACT REQUIRING THE DEPARTMENT OF ADMINISTRATION TO ESTABLISH HIGH-PERFORMANCE BUILDING STANDARDS FOR STATE-OWNED BUILDINGS AND NEW STATE-LEASED BUILDINGS; AMENDING SECTION 17-7-201, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE AND AN APPLICABILITY DATE.